IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 8097 of 1996

For Approval and Signature:

Hon'ble MR.JUSTICE M.C.PATEL

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

PARDI MUNCIPAL BOROUGH

Versus

VALSAD DISRICT KAMDAR SANGH

Appearance:

MR VM TRIVEDI for Petitioner

MR MUKESH H RATHOD for Respondent No. 1

MR MUKESH A PATEL A.G.P. for Respondent No. 23

CORAM : MR.JUSTICE M.C.PATEL

Date of decision: 10/01/2001

ORAL JUDGEMENT

1. The petitioner has filed the present petition against the order of the Labour Court and seeks permission to withdraw this petition in view of the fact

that the Labour Court has already finally disposed of the pending Reference. However, the learned counsel for the respondent No. 1 submits that the petitioner is also required to comply with the order of the Division Bench of this Court (Coram : K.G. Balakrishnan,C.J. & J.M.Panchal,J) dated 16.7.1998 passed in Civil Application No. 10798/97 in Letters Patent Appeal No. 860/1997, directing the petitioner to pay wages in accordance with Section 17-B of the I.D. Act, 1947 from the date of termination. The learned counsel for the petitioner states that the petitioner has filed a Civil Application for modification of the said orderand after the withdrawal of this Special Civil Application, he also intends to file a Civil Application for clarification of the said order. However, the said order will continue to operate unless it is modified. This Special Civil Application is accordingly disposed of as withdrawn. Rule is discharged. Interim relief stands vacated.

(M. C. Patel, J.)

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